

05-01-06

TFW 3743

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PTO/SB/21 (08-03)

Approved for use through 08/30/03. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

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Total Number of Pages in This Submission

3

Application Number

09/872,135

Filing Date

May 31, 2001

First Named Inventor

Brandon James Yoe

Group Art Unit

3743

Examiner Name

Camtu Tran Nguyen

Attorney Docket Number

50623.168

ENCLOSURES (check all that apply)

- ☒ Deposit Account 07-1850 Authorization
- ☒ Postage Paid Return Postcard
- ☒ Response to Restriction Requirement (1 page) (in duplicate)
- ☐ Amendment Transmittal Letter (in duplicate)

☐ Affidavits/declaration(s)

- ☐ Petition for Extension of Time (___ months) (in duplicate)
- ☐ Information Disclosure Statement (in duplicate) with Form PTO-1449 and ___ References

- ☒ Express Mail Label No. EV 687138430 US

- ☐ Certified Copy of Priority Document(s)

- ☐ Response to Missing Parts/ Incomplete Application

- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s) In/Formal ___ Sheets with Submission of Drawings Transmittal
- ☐ Issue Fee Transmittal with PTO-85b (in duplicate)
- ☐ Request for Continued Examination Transmittal (RCE)
- ☐ Fee Transmittal Form (in duplicate)

- ☐ Power of Attorney, Revocation Change of Correspondence Address

- ☐ Terminal Disclaimer

- ☐ Request for Refund

- ☐ CD, Number of CD(s) _____

- ☐ After Allowance Communication to Group

- ☐ Appeal Communication to Board of Appeals and Interferences

- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

- ☐ Proprietary Information

- ☐ Request for Status of Application

- ☐ Other Enclosure(s) (please identify below):

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
or
Individual nameSquire, Sanders & Dempsey L.L.P.
Cameron Kerrigan, Reg. No. 44,826

Signature

Date

April 27, 2006

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: April 27, 2006

Typed or printed name

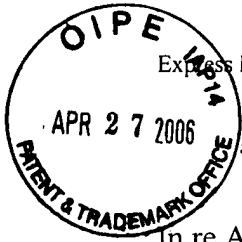
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Signature

Date

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Express Mail Label No. EV 687138430 US

Attorney Docket No. 50623.168

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Examiner: Camtu Tran Nguyen

Brandon James Yoe et al.

Serial No. 09/872,135

Art Unit: 3743

Filed: May 31, 2001

Title: Radiation Or Drug Delivery Source With Activity Gradient To Minimize Edge Effects

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Dear Examiner Lin:

This is a response to the office action dated April 6, 2006. Applicants elect the species as shown in Figure 4.

Claims 1, 3, 5, 6, 7, 10, 11, 12, 13, 14, 15, 17, 18, 19, 20, 21, 22, 23, 24, 25, 27, 28, 29, 30, 31, 32, 37, 38, 39, 41, 42, 43, 44, 47, 48, 49, 50, 53, 54, 55, 56, 57, 58, 59, 61, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, and 82, are readable on the elected species. This election is being made without traverse.

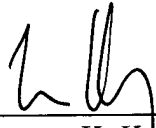
The undersigned authorizes any fees that may be required, or credit of any overpayment to be made to Deposit Account No. 07-1850.

Should the Examiner have any questions regarding this matter, please contact the undersigned at the telephone number shown below.

Date: April 27, 2006

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Facsimile (415) 393-9887

Respectfully submitted,


Cameron K. Kerrigan
Attorney for Applicants
Reg. No. 44,826